

\*\*E-filed 1/17/08\*\*

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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA, ) No. CR 07-00680 JF  
12 )  
Plaintiff, )  
13 )  
v. ) **STIPULATION TO CONTINUE**  
14 ) **HEARING AND EXCLUDE TIME;**  
MARIO SOLANO-OCAMPO, ) **[PROPOSED] ORDER**  
15 )  
Defendant. )  
16 )

17 Defendant and the government, through their respective counsel, hereby stipulate that,  
18 subject to the court's approval, the hearing in the above-captioned matter, presently scheduled for  
19 Wednesday, January 16, 2008, be continued to Wednesday, February 13, 2008, at 9:00 a.m. The  
20 continuance is requested because of ongoing defense investigation including obtaining records on  
21 defendant's prior convictions.

22 The parties further agree that time should be excluded under the Speedy Trial Act from  
23 January 16, 2008, to February 13, 2008, because the defense and the government require time for  
24 continued investigation, and the ends of justice outweigh the defendant's and the public's need  
25 for a speedy trial.  
26

1 Dated: 01/15/08

/s/  
LARA S. VINNARD  
Assistant Federal Public Defender

3 Dated: 01/15/08

/s/  
BENJAMIN KENNEDY  
Assistant United States Attorney

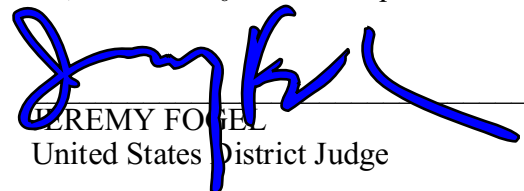
5  
6 **ORDER**

7 The parties have jointly requested a continuance of the hearing set for January 16, 2008,  
8 to allow time for continued defense investigation.

9 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the hearing date  
10 presently set for January 16, 2008, be continued to February 13, 2008, at 9:00 a.m.

11 Pursuant to the parties' stipulation, IT IS FURTHER ORDERED that the period of time  
12 from January 16, 2008, to February 13, 2008, shall be excluded from the period of time within  
13 which trial must commence under the Speedy Trial Act, 18 U.S.C. § 3161 et seq.

14 Dated: 1/16/08

15   
JEREMY FOGEL  
United States District Judge